

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:09-CR-00229-RJC-DCK

USA

v.

MICHAEL GENE TERRELONGE (1)

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ORDER

**THIS MATTER** is before the Court upon motion of the defendant pro se for resentencing in light of Sessions v. Dimaya, 138 S. Ct. 1204 (2018), because that decision allegedly invalidated 18 U.S.C. § 924(c). (Doc. No. 144).

The defendant's conviction and sentence became final in 2013 when he did not seek a writ of certiorari from the Supreme Court after his conviction and sentence were affirmed by the United States Court of Appeals for the Fourth Circuit. (Doc. No. 105: Opinion). Accordingly, the defendant must seek relief pursuant to 28 U.S.C. § 2255. However, the Court denied his previous motion under § 2255, (Doc. No. 120: Order), and the defendant has not shown that the Court has jurisdiction to consider another post-conviction attack on his sentence.

**IT IS, THEREFORE, ORDERED** that the defendant's motion, (Doc. No. 144), is **DISMISSED**.

The Clerk is directed to certify copies of this order to the defendant, counsel for the defendant, and to the United States Attorney.

Signed: August 15, 2018



Robert J. Conrad, Jr.  
United States District Judge

